

**PRODUCT:** Fastabs tablets. 69 boxes, each containing a 21-day supply, and 12 boxes, each containing a 48-day supply, at Washington, D. C. Analysis showed that the product contained less than 50 percent of the declared amount of vitamin D.

**LABEL, IN PART:** (Box) "Fastabs The Vitamin, Mineral, Protein Supplement For Reducing Each Brown Tablet contains: \* \* \* Vitamin D (Irradiated Ergosterol) 200 U. S. P. Units \* \* \* In addition 50 Mgs. of Calcium and 38 Mgs. of Phosphorus (from Dicalcium Phosphate) \* \* \* Dietary Supplement."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, vitamin D, had been in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "Each Brown Tablet contains: \* \* \* Vitamin D (Irradiated Ergosterol) 200 U. S. P. Units" was false and misleading.

Further misbranding, Section 403 (j), the article purported to be and was represented as a food for special dietary uses by reason of its vitamin and mineral content, and its label failed to bear, as required by the regulations, a statement of the proportion of the minimum daily requirements of calcium and phosphorus furnished by a specified quantity of the product when consumed during a period of one day.

**DISPOSITION:** July 14, 1954. Default decree of condemnation and destruction.

**21799. Adulteration and misbranding of KP-100 Vita-Plus tablets. U. S. v. 27 Bottles, etc. (F. D. C. No. 37054. Sample No. 82188-L.)**

**LABEL FILED:** August 23, 1954, District of Kansas.

**ALLEGED SHIPMENT:** On or about May 17, 1954, from Dayton, Ohio.

**PRODUCT:** KP-100 Vita-Plus tablets. 27 1,000-tablet bottles, 22 500-tablet bottles, and 9 100-tablet bottles, at Overland Park, Kans. Analysis showed that the article contained approximately 50 percent of the declared amount of vitamin D.

**LABEL, IN PART:** "Tablets KP-100 Vita-Plus A dietary supplement furnishing eight vitamins with Calcium, Phosphorus and Iron \* \* \* Each Tablet Contains: \* \* \* Vitamin D..... 1000 U. S. P. Units."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, vitamin D, had been in part omitted from the article.

Misbranding, Section 403 (a), the label statement, namely, "Each Tablet Contains: \* \* \* Vitamin D..... 1000 U. S. P. Units," was false and misleading as applied to the article, which contained less than the declared amount of vitamin D.

The article was adulterated and misbranded while held for sale after shipment in interstate commerce.

**DISPOSITION:** October 14, 1954. Default decree of condemnation and destruction.

**21800. Adulteration and misbranding of Vitamelk. U. S. v. 250 Bags \* \* \*. (F. D. C. No. 36755. Sample No. 76122-L.)**

**LABEL FILED:** August 25, 1954, District of Oregon.

**ALLEGED SHIPMENT:** On or about March 4, 1954, by the Dawe's Mfg. Co., from Auburn, Wash.

**PRODUCT:** 250 bags of Vitamelk at The Dalles, Oreg. Analysis showed that the product contained 30 percent of the declared amount of vitamin D.

**LABEL, IN PART:** "Net Weight 100 Lbs. Dawe's Vitamelk Multi-Vitamin Fortifier (D. V. Base)."

**NATURE OF CHARGE:** Adulteration, Section 402 (b) (1), a valuable constituent, vitamin D, had been in part omitted or abstracted from the article.

Misbranding, Section 403 (a), the label statement "Minimum Guarantee Per Pound Vitamin D<sub>3</sub> (Int. Chick Units) 27,240" was false and misleading.

**DISPOSITION:** October 26, 1954. The Dawe's Mfg. Co., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for reprocessing so as to bring it into compliance with the law, under the supervision of the Department of Health, Education, and Welfare.

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<sup>1</sup>(21763, 21787) Seizure contested. Contains opinion of the court.

<sup>2</sup>(21784) Seizure contested. Contains findings of fact and conclusions of law.

<sup>3</sup>(21788, 21789, 21791) Seizure contested.